

OCT. 2. 2007 2:02PM  
TO: USPTO

ZILKA-KOTAB, PC

# ZILKA-KOTAB

PC

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SAN JOSE, CA 95113

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FAX (408) 971-4660

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## FAX COVER SHEET

|                       |              |                |
|-----------------------|--------------|----------------|
| Date: October 2, 2007 | Phone Number | Fax Number     |
| To: USPTO             |              | (571) 273-8300 |
| From: Kevin J. Zilka  |              |                |

Docket No.: 085317-0307825/RZMI-P0205-US

**App. No: 10/766,695**

Total Number of Pages Being Transmitted, Including Cover Sheet: 06

### Message:

Please find enclosed the Notification of Payment of Additional Fees Under 37.C.F.R. § 1.28(c) form. Accordingly, applicants hereby authorize the Commissioner for Patents to charge such fees that are due in connection with the above identified application to Deposit Account 50-1351 (Order No. 085317-0307825/RZMI-P0205US).

Thank you,

Kevin J. Zilka

☒ Original to follow Via Regular Mail ☒ Original will Not be Sent ☐ Original will follow Via Overnight Courier

\*\*\*\*\*  
The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone (if long distance, please call collect) and return the original message to us at the above address via the U.S. Postal Service. Thank you.  
\*\*\*\*\*

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ANY OTHER DIFFICULTY, PLEASE PHONE April  
AT (408) 971-2573 AT YOUR EARLIEST CONVENIENCE

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CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner of Patents at facsimile number: (571) 273-8300 on October 2, 2007.

April Skovmand 10/2/2007  
April Skovmand Date

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|  |                     |                               |                     |
|--|---------------------|-------------------------------|---------------------|
| In re application of:<br>Paolo Narvaez   | 2007 OCT 11 AM 4:48 | Application No.:<br>10/766695 | Filed:<br>1/27/2004 |
| Entitled: Classification of Packets in a Heterogeneous Data Redirection Device |                     |                               |                     |

**NOTIFICATION OF PAYMENT OF ADDITIONAL FEES UNDER 37 C.F.R. § 1.28(c)**

**To Correct any Potential Prior Errors in Small Entity Status**

1. On the date(s) listed below, a small entity assertion was filed in this Application or Patent, either by Applicant or its predecessor in interest ("Predecessor").
2. Applicant submits that any assertion that it was entitled to claim small entity status in this Application or Patent and the payment of any fees as a small entity were made in good faith, and further submits that to the best of Applicant's knowledge any like assertion and payment made by Predecessor were made in good faith. In the event any such assertion or payment amount was erroneous, or if through error the USPTO was not notified of a loss of entitlement to small entity status, such error was inadvertent and based upon Applicant's or Predecessor's good faith belief that it was entitled to small entity status on each payment date.
3. Out of an abundance of caution, and to avoid any potential future controversy regarding whether Applicant's or Predecessor's prior assertions of small entity status were made in error or whether the correct amount of fees have been paid in respect of this Application or Patent, Applicant desires at this time to make additional payments equal to the amount of the deficiency that would have resulted in the event the prior payments as a small entity were determined to have been erroneous. This Notification is not intended and shall not constitute an admission that any actual errors occurred with respect to this Application or Patent.
4. Upon Applicant's correction of payment for large entity fees and its compliance with the other submission and itemization requirements set forth in 37 C.F.R. 1.28(c)(1) and (c)(2), any potential errors in small entity status that may previously have occurred in respect of this Application or Patent are excused and it shall be deemed by the USPTO, any judicial body or any other entity having jurisdiction over the validity or enforceability of this Patent or Application as if no small entity assertions were ever filed (and no corresponding discounted payments ever made) in connection therewith by Applicant or Predecessor.

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## Itemization of the Fee(s)

| Description of Fee(s)                    | Date Fee Paid | Amount Actually Paid | Non-small Entity Differential Amount |
|--|---------------|----------------------|--------------------------------------|
| Basic filing fee                         | 8/25/2004     | \$385                | \$615                                |
| Independent claims in excess of three    | 8/25/2004     | \$43                 | \$157                                |
| Claims in excess of twenty               | 8/25/2004     | \$225                | \$1025                               |
| Surcharge (charge is in error by Office) | 8/25/2004     | \$65                 | \$65                                 |

085317-0307825/RZMI-P0205-US (10/766695)

## Payment Authorization

Authorization is hereby made to charge the amount of \$1862 to Deposit Account No. 50-1351 (Order Number: 085317-0307825/RZMI-P0205-US). Charge any additional fees required by this notification or credit any overpayment in the manner authorized above. A duplicate of this notification is attached.

Respectfully submitted,

Zilka-Kotab, PC.  
San Jose, CA 95172-1120  
408-505-5100

Kevin J. Zilka  
Registration No. 41,429

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A large, bold, black stamp with the word "COPY" in a sans-serif font, preceded by a small square icon.

|  |                               |                     |
|--|-------------------------------|---------------------|
| In re application of:<br>Paolo Narvaez   | Application No.:<br>10/766695 | Filed:<br>1/27/2004 |
| Entitled: Classification of Packets in a Heterogeneous Data Redirection Device |                               |                     |

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## Itemization of the Fee(s)

| Description of Fee(s)                    | Date Fee Paid | Amount Actually Paid | Non-small Entity Differential Amount |
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085317-0307825/RZMI-P0205-US (10/766693)

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Kevin J. Zilka  
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